

is going on with respect to AID in Vietnam.

The PRESIDING OFFICER (Mr. KENNEDY of New York in the chair). All time has expired. The question is on agreeing to the motion of the Senator from Indiana to recommit the nomination to the Committee on Foreign Relations. On this question, the yeas and nays have been ordered, and the clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. BAKER (when his name was called). On this vote, I have a pair with the senior Senator from Arkansas [Mr. McCLELLAN]. If he were present and voting, he would vote "aye"; if I were permitted to vote, I would vote "nay." I therefore withhold my vote.

The legislative clerk resumed and concluded the call of the roll.

Mr. LONG of Louisiana. I announce that the Senator from Connecticut [Mr. DODD], the Senator from Louisiana [Mr. ELLENDER], the Senator from Arkansas [Mr. McCLELLAN], the Senator from New Hampshire [Mr. MCINTYRE], the Senator from Missouri [Mr. SYMINGTON] and the Senator from Georgia [Mr. TALMADGE] are necessarily absent.

I also announce that the Senator from Hawaii [Mr. INOUE] is absent because of illness.

I further announce that the Senator from Massachusetts [Mr. KENNEDY] is absent on official business.

On this vote, the Senator from Louisiana [Mr. ELLENDER] is paired with the Senator from Florida [Mr. SMATHERS].

If present and voting, the Senator from Louisiana would vote "yea," and the Senator from Florida would vote "nay."

Mr. KUCHEL. I announce that the Senator from New Jersey [Mr. CASE] and the Senator from Colorado [Mr. DOMINICK] are absent on official business.

The Senator from Oregon [Mr. HATFIELD] and the Senator from Idaho [Mr. JORDAN] are necessarily absent.

The Senator from Utah [Mr. BENNETT] is detained on official business, and, if present and voting, will vote "nay."

On this vote, the Senator from Idaho [Mr. JORDAN] is paired with the Senator from Colorado [Mr. DOMINICK]. If present and voting, the Senator from Idaho would vote "yea" and the Senator from Colorado would vote "nay."

The result was announced—yeas 42, nays 43, as follows:

[No. 118 Ex.]

YEAS—42

Bartlett	Fong	Miller
Bayh	Fulbright	Monroney
Boggs	Griffin	Morse
Brewster	Gruening	Mundt
Brooke	Hansen	Murphy
Byrd, Va.	Harris	Pearson
Cannon	Hartke	Prouty
Church	Hruska	Randolph
Cooper	Jackson	Ribicoff
Cotton	Lausche	Scott
Curtis	Long, La.	Stennis
Eastland	Long, Mo.	Tydings
Fannin	Magnuson	Williams, Del.
	Metcalf	Young, Ohio

NAYS—43

Aiken	Hollings	Pastore
Allott	Javits	Pell
Anderson	Jordan, N.C.	Percy
Bible	Kennedy, N.Y.	Proxmire
Burdick	Kuchel	Russell
Carlson	Mansfield	Smith
Clark	McCarthy	Sparkman
Dirksen	McGee	Spong
Ervin	McGovern	Thurmond
Gore	Mondale	Tower
Hart	Montoya	Williams, N.J.
Hayden	Morton	Yarborough
Hickenlooper	Moss	Young, N. Dak.
Hill	Muskie	
Holland	Nelson	

NOT VOTING—15

Baker	Ellender	McClellan
Bennett	Hatfield	McIntyre
Case	Inouye	Smathers
Dodd	Jordan, Idaho	Symington
Dominick	Kennedy, Mass.	Talmadge

So Mr. BAYH's motion to recommit was rejected.

The PRESIDING OFFICER. The question now recurs: Will the Senate advise and consent to the nomination of Rutherford M. Poats, of Virginia, to be Deputy Administrator, Agency for International Development.

Mr. AIKEN. Mr. President, is comment on this matter in order at this time?

The PRESIDING OFFICER. No further debate is in order at the moment. All time has expired.

The yeas and nays have been ordered, and the clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. BAKER (when his name was called). On this vote I have a pair with the Senator from Arkansas [Mr. McCLELLAN]. If he were present and voting, he would vote "nay"; if I were permitted to vote, I would vote "yea." I withhold my vote.

The rollcall was concluded.

Mr. LONG of Louisiana. I announce that the Senator from Connecticut [Mr. DODD], the Senator from Louisiana [Mr. ELLENDER], the Senator from Arkansas [Mr. McCLELLAN], the Senator from New Hampshire [Mr. MCINTYRE], the Senator from Florida [Mr. SMATHERS], the Senator from Missouri [Mr. SYMINGTON], and the Senator from Georgia [Mr. TALMADGE] are necessarily absent.

I also announce that the Senator from Hawaii [Mr. INOUE], is absent because of illness.

I further announce that the Senator from Massachusetts [Mr. KENNEDY], is absent on official business.

I further announce that, if present and voting, the Senator from Louisiana [Mr. ELLENDER], and the Senator from Florida [Mr. SMATHERS], would each vote "yea."

Mr. KUCHEL. I announce that the Senator from New Jersey [Mr. CASE] and the Senator from Colorado [Mr. DOMINICK] are absent on official business.

The Senator from Oregon [Mr. HATFIELD] and the Senator from Idaho [Mr. JORDAN] are necessarily absent.

The Senator from Utah [Mr. BENNETT] is detained on official business, and if present and voting, would vote "yea."

On this vote, the Senator from Colorado [Mr. DOMINICK] is paired with the Senator from Idaho [Mr. JORDAN]. If present and voting, the Senator from

Colorado would vote "yea," and the Senator from Idaho would vote "nay."

The result was announced—yeas 61, nays 24, as follows:

[No. 119 Ex.]

YEAS—61

Aiken	Holland	Nelson
Allott	Hollings	Pastore
Anderson	Jackson	Pearson
Bible	Javits	Pell
Brooke	Jordan, N.C.	Percy
Burdick	Kennedy, N.Y.	Proxmire
Byrd, Va.	Kuchel	Randolph
Byrd, W. Va.	Lausche	Russell
Carlson	Long, Mo.	Scott
Church	Long, La.	Smith
Clark	Magnuson	Sparkman
Dirksen	Mansfield	Spong
Eastland	McCarthy	Stennis
Ervin	McGee	Thurmond
Gore	McGovern	Tower
Gruening	Mondale	Williams, N.J.
Harris	Monroney	Yarborough
Hart	Montoya	Young, N. Dak.
Hayden	Morton	Young, Ohio
Hickenlooper	Moss	
Hill	Muskie	

NAYS—24

Bartlett	Fannin	Miller
Bayh	Fong	Morse
Boggs	Fulbright	Mundt
Brewster	Griffin	Murphy
Cannon	Hansen	Prouty
Cooper	Hartke	Ribicoff
Cotton	Hruska	Tydings
Curtis	Metcalf	Williams, Del.

NOT VOTING—15

Baker	Ellender	McClellan
Bennett	Hatfield	McIntyre
Case	Inouye	Smathers
Dodd	Jordan, Idaho	Symington
Dominick	Kennedy, Mass.	Talmadge

So the nomination was confirmed.

Mr. MANSFIELD. Mr. President, I ask that the President be notified of the confirmation of the nomination.

The PRESIDING OFFICER. Without objection, the President will be notified.

Mr. BAYH. Mr. President, the Senate has spoken, and I would like the RECORD to show that the Senator from Indiana hopes with all his heart that his judgment of the nominee was in error. I trust he will demonstrate to the Senator from Indiana and his 41 colleagues who supported the motion to recommit that he can be the topflight No. 2 man in AID. If that is the case, I want to apologize for any embarrassment that this confrontation may have caused the nominee, for it was not an easy ordeal.

Mr. MANSFIELD. The Senator from Indiana is most gracious. I am sure Mr. Poats will take to heart what has been said and done in this matter.

LEGISLATION SESSION

Mr. MANSFIELD. Mr. President, I move that the Senate return to legislative session.

The motion was agreed to; and the Senate resumed the consideration of legislative business.

PUBLIC BROADCASTING ACT OF 1967

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the Senate turn to the consideration of Calendar No. 213, S. 1160. I do this so that the bill will become the pending business.

The PRESIDING OFFICER. The bill will be stated by title.

The LEGISLATIVE CLERK. A bill (S. 1160) to amend the Communications Act of 1934 by extending and improving the provisions thereof relating to grants for construction of educational television broadcasting facilities, by authorizing assistance in the construction of noncommercial educational radio broadcasting facilities, by establishing a nonprofit corporation to assist in establishing innovative educational programs, to facilitate educational program availability, and to aid the operation of educational broadcasting facilities; and to authorize a comprehensive study of instructional television and radio; and for other purposes.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Commerce, with amendments, on page 2, line 1, after the word "Public", to strike out "Television" and insert "Broadcasting"; in the subhead in line 5, after the word "Educational", to strike out "Television" and insert "Broadcasting"; on page 3, line 10, after "1934", to strike out "2" and insert "47"; in line 21, after the word "in", to strike out "such"; in the same line, after the numeral "(1)", to insert "(D)"; on page 5, line 16, after the numeral "(1)", to insert "by inserting 'noncommercial' before 'educational television purposes' in paragraph (2) thereof,"; in line 20, after the word "in", to insert "such"; in the same line, after the numeral "(2)", to strike out "thereof"; at the beginning of line 22, to strike out "2" and insert "47"; on page 6, line 1, after the word "after", to insert "necessary for"; in line 11, after the word "Act", to strike out "2" and insert "47"; on page 8, line 5, after the numerals "398", to insert "and redesignating section 394 as section 397 and"; in line 7, after the numerals "398", to strike out the comma and "and redesignating section 394 as section 397"; in line 8, after the word "above", to strike out "the" and insert "its"; in line 9, after the word "heading", to strike out "thereof"; in the subhead in line 14, after the word "Public", to insert "Broadcasting"; in line 15, to strike out "Television"; on page 10, line 21, after the word "of", to insert "noncommercial"; on page 11, at the beginning of line 4, to insert "Broadcasting"; in the same line, after the amendment just above stated, to strike out "Television"; in line 12, after the word "members", to insert "of which nine shall be"; in line 14, after the word "Senate", to insert "and six shall be elected by the members so appointed"; on page 12, at the beginning of line 7, to insert "or elected"; at the beginning of line 9, to insert "appointed or"; in line 12, after the word "appointment", to insert "or election"; in the same line, after the amendment just above stated, to strike out "five at the end of two years, five at the end of four years, and five at the end of six" and insert "as follows: the terms of three of the appointed members and two of the elected members

shall expire at the end of two years, the terms of three of the appointed members and two of the elected members shall expire at the end of four years, and the terms of three of the appointed members and two of the elected members shall expire at the end of six"; on page 13, at the beginning of line 2, to strike out "appointments were" and insert "appointment or election was"; in line 5, after the word "appointed", to insert "or elected"; on page 14, line 5, after the word "Chairman", to insert "of the Board"; on page 15, line 10, after the word "of", to strike out "a system" and insert "one or more systems of noncommercial educational television or radio broadcasting and one or more systems"; after line 16, to strike out:

(C) assist in the establishment and development of one or more systems of noncommercial educational television or radio broadcast stations throughout the United States.

At the beginning of line 21, to strike out "(D)" and insert "(C)"; on page 16, line 24, after the word "maintain", to strike out "a library" and insert "libraries"; on page 17, line 1, after the word "and", where it appears the second time, to strike out "develop public awareness of and"; at the beginning of line 4, to strike out "various means, including the"; in line 6, after the word "or", to strike out "nonprofit"; in line 20, after the word "demonstrations", to strike out "or" and insert "and"; on page 18, line 3, after the word "network", to insert "or community antenna television system"; in line 4, after the amendment just above stated, to strike out "on" and insert "or"; in line 12, after the word "services", to strike out "to grantees of or contractors with the Corporation and local" and insert "for"; in line 14, after the word "radio", to strike out "broadcast stations" and insert "services"; on page 19, at the beginning of line 21, to strike out a study of instructional television, including its relationship to education television broadcasting and such other aspects thereof as may assist in determining whether Federal aid should be provided therefor and the form that aid should take, and which may aid communities, institutions, or agencies in determining whether and to what extent such activities should be used, and insert "a comprehensive study of instructional television and radio (including broadcast, closed circuit, community antenna television, and instructional television fixed services and two-way communication of data links and computers) and their relationships to each other and to instructional materials such as videotapes, films, discs, computers, and other educational materials or devices, and such other aspects thereof as may be of assistance in determining what Federal aid should be provided for instructional radio and television and the form that aid should take, and which may aid communities, institutions, or agencies in determining whether and to what extent such activities should be used."; on page 20, after line 14, to strike out:

CONTENT OF STUDY

SEC. 302. Such study shall be comprehensive in nature and shall cover particularly such items as—

- (1) the quality and content of existing programs and how they can be improved;
- (2) the financial factors involved in use of instructional television in educational institutions;
- (3) the relative advantages or disadvantages of using instructional television as compared with other media;
- (4) the advantages and disadvantages of closed circuit television;
- (5) the relationship between instructional and educational television; and
- (6) new technology not now available, including flexible teacher-controlled scheduling of programs based on videotapes, discs, films, and other materials or devices.

On page 21, at the beginning of line 10, to change the section number from "303" to "302"; in line 12, after the word "before", to strike out "January 1" and insert "June 30"; and, at the beginning of line 14, to change the section number from "304" to "303"; so as to make the bill read:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Public Broadcasting Act of 1967".

TITLE I—CONSTRUCTION OF FACILITIES EXTENSION OF DURATION OF CONSTRUCTION GRANTS FOR EDUCATIONAL BROADCASTING

SEC. 101. (a) Section 391 of the Communications Act of 1934 (47 U.S.C. 391) is amended by inserting after the first sentence the following new sentence: "There are also authorized to be appropriated for carrying out the purposes of such section, \$10,500,000 for the fiscal year ending June 30, 1968, and such sums as may be necessary for the next four fiscal years."

(b) The last sentence of such section is amended by striking out "July 1, 1968" and inserting in lieu thereof "July 1, 1973".

MAXIMUM ON GRANTS IN ANY STATE

SEC. 102. Effective with respect to grants made from appropriations for any fiscal year beginning after June 30, 1967, subsection (b) of section 392 of the Communications Act of 1934 (47 U.S.C. 392(b)) is amended to read:

"(b) The total of the grants for any fiscal year made under this part for the construction of noncommercial educational television broadcasting facilities or noncommercial educational radio broadcasting facilities in any State may not exceed 12½ per centum of the portion of the appropriation for such year available for such grants."

NONCOMMERCIAL EDUCATIONAL RADIO BROADCASTING FACILITIES

SEC. 103. (a) Section 390 of the Communications Act of 1934 (47 U.S.C. 390) is amended by inserting "noncommercial" before "educational" and by inserting "or radio" after "television".

(b) Subsection (a) of section 392 of the Communications Act of 1934 (47 U.S.C. 392(a)) is amended by—

- (1) inserting "noncommercial" before "educational" and by inserting "or radio" after "television" in so much thereof as precedes paragraph (1);
- (2) striking out clause (B) of such paragraph and inserting in lieu thereof "(B) in the case of a project for television facilities, the State educational television agency or, in the case of a project for radio facilities, the State educational radio agency";
- (3) inserting "(1) in the case of a project for television facilities," after "(D)" and "noncommercial" before "educational" in paragraph (1) (D) and by inserting before the semicolon at the end of such paragraph "or (1) in the case of a project for radio facilities, a nonprofit foundation, corporation, or association which is organized primarily to engage in or encourage noncom-

mercial educational radio broadcasting and is eligible to receive a license from the Federal Communications Commission; or meets the requirements of clause (1) and is also organized to engage in or encourage such radio broadcasting and is eligible for such a license for such a radio station";

(4) striking out "television" in paragraphs (2), (3), and (4) of such subsection;

(5) striking out "and" at the end of paragraph (3), striking out the period at the end of paragraph (4) and inserting in lieu thereof "; and", and inserting after paragraph (4) the following new paragraph:

"(5) that, in the case of an application with respect to radio broadcasting facilities, there has been comprehensive planning for educational broadcasting facilities and services in the area the applicant proposes to serve and the applicant has participated in such planning, and the applicant will make most efficient use of the frequency assignment."

(c) Subsection (c) of such section is amended by inserting "(1)" after "(c)" and "noncommercial" before "educational television broadcasting facilities", and by inserting at the end thereof the following new paragraph:

"(2) In order to assure proper coordination of construction of noncommercial educational radio broadcasting facilities within each State which has established a State educational radio agency, each applicant for a grant under this section for a project for construction of such facilities in such State, other than such agency, shall notify such agency of each application for such a grant which is submitted by it to the Secretary, and the Secretary shall advise such agency with respect to the disposition of each such application."

(d) Subsection (d) of such section is amended by inserting "noncommercial" before "educational television" and inserting "or noncommercial educational radio broadcasting facilities, as the case may be," after "educational television broadcasting facilities" in clauses (2) and (3).

(e) Subsection (f) of such section is amended by inserting "or radio" after "television" in the part thereof which precedes paragraph (1), by inserting "noncommercial" before "educational television purposes" in paragraph (2) thereof, and by inserting "or noncommercial educational radio purposes, as the case may be" after "educational television purposes" in such paragraph (2).

(f) (1) Paragraph (2) of section 394 of such Act (427 U.S.C. 394) is amended by inserting "or educational radio broadcasting facilities" after "educational television broadcasting facilities," and by inserting "or radio broadcasting, as the case may be" after "necessary for television broadcasting".

(2) Paragraph (4) of such section is amended by striking out "The term 'State educational television agency' means" and inserting in lieu thereof "The terms 'State educational television agency' and 'State educational radio agency' mean, with respect to television broadcasting and radio broadcasting, respectively," and by striking out "educational television" in clauses (A) and (C) and inserting in lieu thereof "such broadcasting".

(g) Section 397 of such Act (47 U.S.C. 397) is amended by inserting "or radio" after "television" in clause (2).

FEDERAL SHARE OF COST OF CONSTRUCTION

SEC. 104. Subsection (e) of section 392 of the Communications Act of 1934 (47 U.S.C. 392(e)) is amended to read as follows:

"(e) Upon approving any application under this section with respect to any project, the Secretary shall make a grant to the applicant in the amount determined by him, but not exceeding 75 per centum of the amount determined by the Secretary to be the reasonable and necessary cost of such project. The Secretary shall pay such amount

from the sum available therefor, in advance or by way of reimbursement, and in such installments consistent with construction progress, as he may determine."

INCLUSION OF TERRITORIES

SEC. 105. (a) Paragraph (1) of section 394 of the Communications Act of 1934 is amended by striking out "and" and inserting a comma in lieu thereof, and by inserting before the period at the end thereof ", the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands".

(b) Paragraph (4) of such section is amended by inserting "and, in the case of the Trust Territory of the Pacific Islands, means the High Commissioner thereof" before the period at the end thereof.

INCLUSION OF COSTS OF PLANNING

SEC. 106. Paragraph (2) of section 394 of the Communications Act of 1934 is further amended by inserting at the end thereof the following: "In the case of apparatus the acquisition and installation of which is so included, such term also includes planning therefor."

TITLE II — ESTABLISHMENT OF NON-PROFIT EDUCATIONAL BROADCASTING CORPORATION

SEC. 201. Part IV of title III of the Communications Act of 1934 is further amended by—

(1) inserting

"SUBPART A—GRANTS FOR FACILITIES"

Immediately above the heading of section 390;

(2) striking out "part" and inserting in lieu thereof "subpart" in sections 390, 393, 395, and 396;

(3) redesignating section 397 as section 398, and redesignating section 394 as section 397 and inserting it before such section 398 and inserting immediately above its heading

"SUBPART C—GENERAL"

(4) redesignating section 396 as section 394 and inserting it immediately after section 393;

(5) inserting after "broadcasting" the first time it appears in clause (2) of the section of such part IV redesignated herein as section 398 "or over the Corporation or any of its grantees or contractors, or over the charter or bylaws of the Corporation,".

(6) inserting in the section of such part IV herein redesignated as section 397 the following new paragraphs:

"(6) The term 'Corporation' means the Corporation authorized to be established by subpart B of this part.

"(7) The term 'noncommercial educational broadcast station' means a television or radio broadcast station, which, under the rules and regulations of the Federal Communications Commission, is eligible to be licensed or is licensed by the Commission as a noncommercial educational radio or television broadcast station and which is owned and operated by a public agency or nonprofit private foundation, corporation, or association.

"(8) The term 'interconnection' means the use of microwave equipment, boosters, translators, repeaters, communication space satellites, or other apparatus or equipment for the transmission and distribution of television or radio programs to noncommercial educational television or radio broadcast stations."

(7) inserting after section 395 the following new subpart:

"SUBPART B—CORPORATION FOR PUBLIC BROADCASTING

"Congressional Declaration of Policy

"SEC. 396. (a) The Congress hereby finds and declares—

"(1) that it is in the public interest to encourage the growth and development of noncommercial educational radio and tele-

vision broadcasting, including the use of such media for instructional purposes;

"(2) that expansion and development of noncommercial educational radio and television broadcasting and of diversity of its programming depend on freedom, imagination, and initiative on both the local and national levels;

"(3) that the encouragement and support of noncommercial educational radio and television broadcasting, while matters of importance for private and local development, are also of appropriate and important concern to the Federal Government;

"(4) that it furthers the general welfare to encourage noncommercial educational radio and television broadcast programming which will be responsible to the interests of people both in particular localities and throughout the United States, and which will constitute an expression of diversity and excellence;

"(5) that it is necessary and appropriate for the Federal Government to complement, assist, and support a national policy that will most effectively make noncommercial educational radio and television service available to all the citizens of the United States;

"(6) that a private corporation should be created to facilitate the development of noncommercial educational radio and television broadcasting and to afford maximum protection to such broadcasting from extraneous interference and control.

"Corporation Established

"(b) There is authorized to be established a nonprofit corporation, to be known as the 'Corporation for Public Broadcasting', which will not be an agency or establishment of the United States Government. The Corporation shall be subject to the provisions of this section, and, to the extent consistent with this section, to the District of Columbia Nonprofit Corporation Act.

"Board of Directors

"(c) (1) The Corporation shall have a Board of Directors (hereinafter in this section referred to as the 'Board'), consisting of fifteen members of which nine shall be appointed by the President, by and with the advice and consent of the Senate and six shall be elected by the members so appointed.

"(2) The members of the Board (A) shall be selected from among citizens of the United States (not regular full-time employees of the United States) who are eminent in such fields as education, cultural and civic affairs, or the arts, including radio or television; (B) shall be selected so as to provide as nearly as practicable a broad representation of various regions of the country, various professions and occupations, and various kinds of talent and experience appropriate to the functions and responsibilities of the Corporation.

"(3) The members of the initial Board of Directors shall serve as incorporators and shall take whatever actions are necessary to establish the Corporation under the District of Columbia Nonprofit Corporation Act.

"(4) The term of office of each member of the Board shall be six years; except that (A) any member appointed or elected to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed or elected for the remainder of such term; and (B) the terms of office of members first taking office shall begin on the date of incorporation and shall expire, as designated at the time of their appointment or election, as follows: the terms of three of the appointed members and two of the elected members shall expire at the end of two years, the terms of three of the appointed members and two of the elected members shall expire at the end of four years, and the terms of three of the appointed members and two of the elected

members shall expire at the end of six years. No member shall be eligible to serve in excess of two consecutive terms of six years each. Notwithstanding the preceding provisions of this paragraph, a member whose term has expired may serve until his successor has qualified.

"(5) Any vacancy in the Board shall not affect its power, but shall be filled in the manner in which the original appointment or election was made.

"Election of Chairman; Compensation

"(d) (1) The President shall designate one of the members first appointed or elected to the Board as Chairman; thereafter the members of the Board shall annually elect one of their number as Chairman. The members of the Board shall also elect one or more of them as a Vice Chairman or Vice Chairmen.

"(2) The members of the Board shall not, by reason of such membership, be deemed to be employees of the United States. They shall, while attending meetings of the Board or while engaged in duties related to such meetings or in other activities of the Board pursuant to this subpart be entitled to receive compensation at the rate of \$100 per day (or such other rate as may be determined by a vote of more than two-thirds of the full membership of the Board), including travel time, and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, equal to that authorized by law (5 U.S.C. 5703) for persons in the Government service employed intermittently.

"Officers and Employees

"(e) (1) The Corporation shall have a President, and such other officers as may be named and appointed by the Board for terms and at rates of compensation fixed by the Board. No individual other than a citizen of the United States may be an officer of the Corporation. No officer of the Corporation, other than the Chairman and any Vice Chairman of the Board, may receive any salary or other compensation from any source other than the Corporation during the period of his employment by the Corporation. All officers shall serve at the pleasure of the Board.

"(2) No political test or qualification shall be used in selecting, appointing, promoting, or taking other personnel actions with respect to officers, agents, and employees of the Corporation.

"Nonprofit and Nonpolitical Nature of the Corporation

"(f) (1) The Corporation shall have no power to issue any shares of stock, or to declare or pay any dividends.

"(2) No part of the income or assets of the Corporation shall inure to the benefit of any director, officer, employee, or any other individual except as salary or reasonable compensation for services.

"(3) The Corporation may not contribute to or otherwise support any political party or candidate for elective public office.

"Purposes and Activities of the Corporation

"(g) (1) In order to achieve the objectives and to carry out the purposes of this subpart, as set out in subsection (a), the Corporation is authorized to—

"(A) facilitate the full development of educational broadcasting in which programs of high quality, obtained from diverse sources, will be made available to noncommercial educational television or radio broadcast stations;

"(B) assist in the establishment and development of one or more systems of noncommercial educational television or radio broadcasting and one or more systems of interconnection to be used for the distribution of educational television or radio programs so that all noncommercial educational television or radio broadcast stations that wish to may broadcast the programs at times chosen by the stations;

"(C) carry out its purposes and functions and engage in its activities in ways that will most effectively assure the maximum freedom of the noncommercial educational television or radio broadcast systems and local stations from interference with or control of program content or other activities.

"(2) Included in the activities of the Corporation authorized for accomplishment of the purposes set forth in subsection (a) of this section, are, among others not specifically named—

"(A) to obtain grants from and to make contracts with individuals and with private, State, and Federal agencies, organizations, and institutions;

"(B) to contract with or make grants to program production entities, individuals, and selected noncommercial educational broadcast stations for the production of, and otherwise to procure, educational television or radio programs for national or regional distribution to noncommercial educational broadcast stations;

"(C) to make payments to existing and new noncommercial educational broadcast stations to aid in financing local educational television or radio programming costs of such stations, particularly innovative approaches thereto, and other costs of operation of such stations;

"(D) to establish and maintain libraries and archives of noncommercial educational television or radio programs and related materials and disseminate information about noncommercial educational television or radio broadcasting by publication of a journal;

"(E) to arrange, by grant or contract with appropriate public or private agencies, organizations, or institutions, for interconnection facilities suitable for distribution and transmission of educational television or radio programs to noncommercial educational broadcast stations;

"(F) to hire or accept the voluntary services of consultants, experts, advisory boards, and panels to aid the Corporation in carrying out the purposes of this section;

"(G) to encourage the creation of new noncommercial educational broadcast stations in order to enhance such service on a local, State, regional, and national basis;

"(H) to conduct (directly or through grants or contracts) research, demonstrations, and training in matters related to noncommercial educational television or radio broadcasting.

"(3) To carry out the foregoing purposes and engage in the foregoing activities, the Corporation shall have the usual powers conferred upon a nonprofit corporation by the District of Columbia Nonprofit Corporation Act, except that the Corporation may not own or operate any television or radio broadcast stations, system, or network, or community antenna television system, or interconnection or program production facility.

"Authorization for Free or Reduced Rate Interconnection Service

"(h) Nothing in the Communications Act of 1934, as amended, or in any other provision of law shall be construed to prevent United States communications common carriers from rendering free or reduced rate communications interconnection services for noncommercial educational television or radio services, subject to such rules and regulations as the Federal Communications Commission may prescribe.

"Report to Congress

"(1) The Corporation shall submit an annual report for the preceding fiscal year ending June 30 to the President for transmittal to the Congress on or before the 31st day of December of each year. The report shall include a comprehensive and detailed report of the Corporation's operations, activities, financial condition, and accomplishments under this section and may in-

clude such recommendations as the Corporation deems appropriate.

"Right To Repeal, Alter, or Amend

"(j) The right to repeal, alter, or amend this section at any time is expressly reserved.

"Financing

"(k) (1) There are authorized to be appropriated for expenses of the Corporation for the fiscal year ending June 30, 1968, the sum of \$9,000,000, and for the next fiscal year such sums as may be necessary, to remain available until expended.

"(2) Notwithstanding the preceding provisions of this section, no grant or contract pursuant to this section may provide for payment from the appropriation for the fiscal year ending June 30, 1968, for any one project or to any one station of more than \$250,000."

TITLE III—STUDY OF EDUCATIONAL AND INSTRUCTIONAL TELEVISION BROADCASTING

STUDY AUTHORIZED

SEC. 301. The Secretary of Health, Education, and Welfare is authorized to conduct, directly or by contract, and in consultation with other interested Federal agencies, a comprehensive study of instructional television and radio (including broadcast, closed circuit, community antenna television, and instructional television fixed services and two-way communication of data links and computers) and their relationship to each other and to instructional materials such as videotapes, films, discs, computers, and other educational materials or devices, and such other aspects thereof as may be of assistance in determining what Federal aid should be provided for instructional radio and television and the form that aid should take, and which may aid communities, institutions, or agencies in determining whether and to what extent such activities should be used.

DURATION OF STUDY

SEC. 302. The study authorized by this title shall be submitted to the President for transmittal to the Congress on or before June 30, 1969.

APPROPRIATION

SEC. 303. There are authorized to be appropriated for the study authorized by this title such sums, not exceeding \$500,000, as may be necessary.

LEGISLATIVE PROGRAM

Mr. DIRKSEN. Mr. President, I should like to query the distinguished majority leader about the program. I wish to ask the distinguished majority leader what the business is for tomorrow and the remainder of the week.

Mr. MANSFIELD. Mr. President, in response to the question raised by the distinguished minority leader, the Senator from Illinois, the calendar is practically clean, but the pending business, S. 1160, will be taken up tomorrow morning after the distinguished Senator from Kansas [Mr. PEARSON] uses up his half hour. Then a brief morning hour will be followed by the educational TV bill.

Following that bill, the Senate will turn to the consideration of the appropriations bill for the Interior Department.

If we finish that bill tomorrow, we will come in Thursday, but I state flatly that the supplemental appropriation bill will not be taken up on Thursday, but will be taken up on Friday. On Thursday we will clear up whatever odds and ends are available. I would hope it would be possible to finish action on the supplemental